

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Ruth Y. Goldway, Chairman;
Robert G. Taub, Vice Chairman;
Mark Acton;
Tony Hammond; and
Nanci E. Langley

Competitive Product Prices
Priority Mail Contract 46 (MC2013-6)
Negotiated Service Contract

Docket No. CP2013-6

NOTICE AND ORDER CONCERNING AMENDMENT TO PRIORITY MAIL
CONTRACT 46 NEGOTIATED SERVICE AGREEMENT

(Issued March 22, 2013)

I. INTRODUCTION

On March 21, 2013, the Postal Service filed notice that it has agreed to an amendment to the existing Priority Mail Contract 46 (Amendment), which was added to the competitive product list in this docket.¹ In its Notice, the Postal Service includes Attachment A, a redacted copy of the Amendment. It also filed the unredacted Amendment under seal.

The Postal Service asserts that the “supporting financial documentation and financial certification initially provided in this docket remain applicable,” and that the Amendment “will not materially affect the cost coverage” of the agreement. *Id.* at 1. It

¹ Notice of United States Postal Service of Amendment to Priority Mail Contract 46, With Portions Filed Under Seal, March 21, 2013 (Notice).

also seeks to incorporate by reference the Application for Non-Public Treatment originally filed in this docket for the protection of customer-identifying information that it has filed under seal. *Id.*

The Amendment changes the annual adjustment mechanism for the second and third years of the contract. *Id.* Attachment A at 1. In particular, it bases the price increases for the second and third years of the agreement on the average increase in prices of general applicability for “Priority Mail Commercial Plus” rather than the average increase in prices of general applicability for “Priority Mail Retail.” *Id.* The Postal Service intends for the Amendment to become effective on the first business day after the date that the Commission completes its review of the Notice. *Id.*

II. NOTICE OF FILINGS

Interested persons may submit comments on whether the changes presented in the Postal Service’s Notice are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642, 39 CFR 3015.5, and 39 CFR part 3020, subpart B. Comments are due no later than March 29, 2013. The public portions of these filings can be accessed via the Commission’s website (<http://www.prc.gov>).

The Commission appoints Lawrence Fenster to serve as Public Representative in this docket.

III. ORDERING PARAGRAPHS

It is ordered:

1. The Commission shall reopen Docket No. CP2013-6 to consider the amendment to Priority Mail Contract 46.
2. Pursuant to 39 U.S.C. 505, Lawrence Fenster is appointed to serve as an officer of the Commission (Public Representative) to represent the interests of the general public in these proceedings.

3. Comments by interested persons in these proceedings are due no later than March 29, 2013.
4. The Secretary shall arrange for publication of this Order in the *Federal Register*.

By the Commission.

Shoshana M. Grove
Secretary